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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: John LONG et al

Art Unit: 1761

Application No.: 10/714,908

Confirmation No.: 3990

Examiner:

Filing Date: November 18, 2003

Washington, D.C.

Atty.'s Docket: LONG =23B

Date: August 22, 2005

For: SHOCK WAVE TREATMENT OF...

U.S. Patent and Trademark Office  
Customer Service Window  
Randolph Building, Mail Stop **AMENDMENT**  
401 Dulany Street  
Alexandria, VA 22314



Sir:

Transmitted herewith is a [XX] PRELIMINARY AMENDMENT in the above-identified application.

[XX] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted

[ ] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

[XX] No additional fee is required.

The fee has been calculated as shown below:

|   | (Col. 1)                                  |       | (Col. 2)                              | (Col. 3)                   |
|---|---|-------|---------------------------------------|----------------------------|
|   | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |       | HIGHEST NO.<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>EXTRA<br>EQUALS |
| TOTAL                                     | * 13                                      | MINUS | ** 20                                 | 0                          |
| INDEP.                                    | * 2                                       | MINUS | *** 3                                 | 0                          |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |   |       |                                       |                            |

ADDITIONAL FEE TOTAL

| SMALL ENTITY         |                   |
|----------------------|-------------------|
| RATE                 | ADDITIONAL<br>FEE |
| x 25                 | \$                |
| x 100                | \$                |
| + 180                | \$                |
| ADDITIONAL FEE TOTAL |                   |
| \$                   |                   |

| OTHER THAN SMALL ENTITY |                   |
|-------------------------|-------------------|
| RATE                    | ADDITIONAL<br>FEE |
| x 50                    | \$                |
| x 200                   | \$                |
| + 360                   | \$                |
| TOTAL                   |                   |
| \$                      |                   |

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.  
 \*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[ ] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

## Small Entity

## Response Filed Within

- [ ] First - \$ 60.00  
 [ ] Second - \$ 225.00  
 [ ] Third - \$ 510.00  
 [ ] Fourth - \$ 795.00

Month After Time Period Set

## Other Than Small Entity

## Response Filed Within

- [ ] First - \$ 120.00  
 [ ] Second - \$ 450.00  
 [ ] Third - \$ 1020.00  
 [ ] Fourth - \$ 1,590.00

Month After Time Period Set

[ ] Less fees (\$ ) already paid for \_\_\_ month(s) extension of time on \_\_\_\_\_.

[ ] Please charge my Deposit Account No. 02-4035 in the amount of \$ \_\_\_\_\_.

[ ] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ \_\_\_\_\_.

[ ] A check in the amount of \$ \_\_\_\_\_ is attached (check no. ).

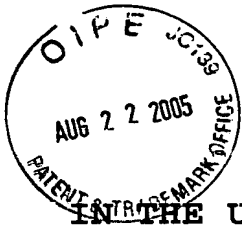
[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK

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By:   
 Sheridan Neimark  
 Registration No. 20,520



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

ATTY.'S DOCKET: LONG =23B

|                                 |   |                        |
|---------------------------------|---|------------------------|
| In re Application of:           | ) | Confirmation No.: 3990 |
|                                 | ) |                        |
| John LONG et al                 | ) |                        |
|                                 | ) |                        |
| Appln. No.: 10/714,908          | ) | Art Unit: 1761         |
|                                 | ) |                        |
| Filing Date: November 18, 2003  | ) | Examiner:              |
|                                 | ) |                        |
| For: SHOCK WAVE TREATMENT OF... | ) | August 22, 2005        |

**PRELIMINARY AMENDMENT**

Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window  
Randolph Building, Mail Stop Amendment  
401 Dulany Street  
Alexandria, VA 22314

Sir:

Prior to any action in the above-identified  
application, please amend as follows:

**Amendments to the Claims** are reflected in the listing of  
claims which begins on page 2 of this paper.  
**Remarks/Arguments** begin on page 7 of this paper.